

Appl. No. 10/520,300
Amdt. Dated 10/20/2009
Reply to Office action of July 21, 2009
Attorney Docket No. P16776-US1
EUS/GJ/P/09-1275

Amendments to the Drawings:

The attached sheet of drawings includes changes to Figure 1a; the text of Block 600 has been amended as requested by the Examiner.

Attachment: Submittal of Drawing Replacement Sheet

REMARKS/ARGUMENTS

1.) Claim Amendments

In order to expedite prosecution, the Applicants have cancelled claims 28-30. The Applicant has amended claims 22 and 31 to more particularly point out and distinctly claim the subject matter that Applicants regard as the invention; no new subject matter has been added. Claims 22, 25-27, 31, 32 and 34-36 remain pending in the application.

2.) Examiner Objections – Drawings

The Examiner objected to Figure 1a of the drawings as not showing certain claimed steps. As requested by the Examiner, the Applicants have amended the text of block 600 in that figure to explicitly illustrate the claimed functions.

3.) Claim Rejections – 35 U.S.C. § 112, first paragraph

The Examiner objected to claims 22, 25-32 and 34-36 as failing to comply with the enablement requirement. In order to expedite prosecution, the Applicants have cancelled claims 28-30. The Applicants traverse the rejection of claims 22, 25-27, 31, 32 and 34-36.

The Examiner states that "[t]he specification does not provide an enabling disclosure on how the mobile device can determine that a threshold number has been reached and to limit to the threshold number the number . . . of the one or more LSCs to which the information is sent." The Examiner then notes that the Applicants' attorney previously stated that that function was a part of Step 600 in Figure 1a, but that, "if this is true, then the specification does not provide [an] enabling disclosure because the step #600 is done by server NS, not by the mobile device." The paragraph beginning at line 27 on page 20 of the specification identifies functions performed by server NS, which includes step 600. On page 21, beginning at line 3, it is described that "the server NS can check for limitations or restrictions, e.g. if the number of location service clients is to be limited according to a threshold number . . ." Claims 22 and 31 have been amended to make it clear that those functions are performed by the server prior to

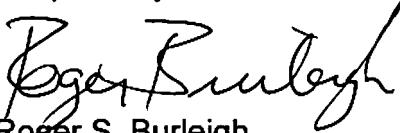
sending to the mobile device the at least one address of the one or more LSCs associated with the selected type (as limited by the prior steps to limit to the threshold number); *i.e.*, the functions of “determining” and “limiting” have been moved prior to the function of “sending.” Therefore, the specification is enabling as to claims 22 and 31 and they are allowable. Furthermore, whereas claims 25-27 are dependent from claim 22, and claims 32 and 34-36 are dependent from claim 31, and include the limitations thereof, they are also now allowable.

CONCLUSION

In view of the foregoing amendments and remarks, the Applicants believe all of the claims currently pending in the application to be in a condition for allowance. The Applicants, therefore, respectfully request that the Examiner withdraw all rejections and issue a Notice of Allowance for claims 22, 25-27, 31, 32 and 34-36.

The Applicants request a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



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